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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED***In re Application of*

Group Art Unit: 3728

Mark CARTIER et al.

OFFICE OF PETITIONS

Serial No. 10/053,495

Examiner: TBD

Filed: November 2, 2001

Attorney Reference: 005127.00090

For: FOOTWEAR MIDSOLE WITH
COMPRESSIBLE ELEMENT IN
LATERAL HEEL AREA**RECEIVED**

FEB 6 2003

TC 3700 MAIL ROOM

PETITION TO RETAIN ORIGINAL FILING DATEAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to a Decision On Petition, mailed from the Office of Petitions on August 6, 2002, Applicants respectfully petition to retain the original filing date of the above-captioned application, which is November 2, 2001.

According to the Decision On Petition, the original filing date of November 2, 2001 may be retained by filing a petition to that effect and also filing an amendment that cancels references to the omitted drawing figures. Filed concurrent with this Petition is a Preliminary Amendment that modifies the specification and figures accordingly.

Applicants respectfully request that this Petition be granted, thereby retaining the original filing date of November 2, 2001. The Commissioner is hereby authorized to charge deposit account number 19-0733 a sum of \$130.00 for the payment of the requisite petition fee.

02/05/2003 DEMMANU1 00000066 190733 10053495

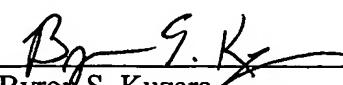
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Respectfully submitted,

Dated: January 31, 2003

Banner & Witcoff, Ltd.
1001 G Street, N.W.
Washington, D.C. 20001-4597
Telephone: (202) 508-9100

By:


Byron S. Kuzara
Registration No. 51,255